

Request for Reconsideration after Final Action

The table below presents the data as entered.

| Input Field | Entered |
|--|---------------------------------|
| SERIAL NUMBER | 85771744 |
| LAW OFFICE ASSIGNED | LAW OFFICE 106 |
| MARK SECTION (no change) | |
| OWNER SECTION (current) | |
| NAME | MURKA LIMITED |
| STREET | Trident Chambers, P. O. Box 146 |
| CITY | Road Town (Tortola) |
| COUNTRY | British Virgin Islands |
| OWNER SECTION (proposed) | |
| NAME | MURKA LIMITED |
| STREET | Trident Chambers, P. O. Box 146 |
| CITY | Road Town (Tortola) |
| COUNTRY | British Virgin Islands |
| LEGAL ENTITY SECTION (current) | |
| TYPE | limited |
| STATE/COUNTRY WHERE LEGALLY ORGANIZED | VG |
| LEGAL ENTITY SECTION (proposed) | |
| TYPE | company limited by shares |
| STATE/COUNTRY WHERE LEGALLY ORGANIZED | British Virgin Islands |
| ARGUMENT(S) | |
| <u>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</u> | |
| Applicant: | Murka Limited |

Mark: MURKA
Serial No.: 85/771,744
Filed: November 5, 2012
Examining Attorney: Singh, Tejbir
Attorney Ref. No.: 12-40125-US

RESPONSE TO OFFICE ACTION

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
Commissioner:

In response to the Final Office Action dated October 2, 2013, Applicant responds as follows, without prejudice, and respectfully requests reconsideration of same. A Notice of Appeal has been concurrently filed.

AMENDMENTS

I. Entity Identification

Please amend the Applicant's entity type to be "company limited by shares."

II. Amended Recitation of Goods and Services (Clean)

Please amend the goods and services to the below:

IC 009: Apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

IC 035: Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication

services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.

IC 036: Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment management and analysis services; investment brokerage services; real estate brokerage and investment services; financial services, namely, debit and credit card services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards.

IC 038: Information about telecommunication; Providing user access to a global computer network; Electronic mail; Electronic bulletin board services; Providing telecommunication channels for teleshopping services; Rental of telecommunication equipment; Communications by fiber optic networks; Communications by computer terminals; Computer aided transmission of messages and images; Providing access to databases; Rental of access time to global computer networks; Providing internet chatrooms; Message sending; Voice mail services; Telecommunications routing and junction services; Providing telecommunications connections to a global computer network; Teleconferencing services; providing online chat rooms and electronic bulletin boards for transmission of messages among users in the field of games, virtual communities, social networking, and general interest; delivery of digital music by electronic transmission; telecommunications services, namely, electronic transmission of data, messages and information; providing online communications links which transfer web site users to other local and global web pages; providing access to third party websites by enabling users to log in through a universal username and password via the internet and other communication networks; electronic transmission of digital photo files among internet users

IC 041: Electronic game services provided by means of the internet; Electronic game services and competitions provided by means of the internet; Electronic games services provided via a global computer network; Electronic game services provided on-line from a computer network; Games equipment rental services; Providing a computer game that may be accessed by users on a global network and/or the Internet; entertainment services, namely, providing on-line computer games; providing reviews of computer games, and providing information relating to computer games;

IC 042: Design and development of computer gaming and social media software; Recovery of computer data; Industrial design; Duplication of computer programs; Computer virus protection services; Installation of computer software; Computer rental; Rental of computer software;

Maintenance of computer software; updating of Computer software; Computer software design; Recovery of computer data; Computer software consultancy; Computer programming; Computer systems analysis; Computer system design; Conversion of data or documents from physical to electronic media; Providing search engines for the internet; Rental of web servers; Research and development in the field of software for others; Research and development in the field of web page design for others; Research and development in the field of electronic games for others; Creating and maintaining web sites for others

IC 045: Registration of domain names; Copyright management; Dating services; Intellectual property consultancy; Intellectual property watching services; Licensing of computer software; online social networking services; providing on-line computer databases and on-line searchable databases in the field of social networking; providing information regarding social networking via the Internet

REMARKS

The undersigned thanks the Examining Attorney for the several discussions regarding the rejections. Each of the amendments and responses herein are based on those discussions and suggestions from the Examining Attorney. Therefore, we believe that this response should resolve all outstanding issues. If, however, any issues remain, the undersigned would appreciate a brief call to see if any remaining issues can be quickly resolved.

I. Translation

Applicant is unaware of a direct translation of “Murka” from Russian into English. Most typically, Murka is commonly used as a cat’s name in Russia (think “Felix” or “Socks” in the United States). *See, e.g.*, <http://team-murka.com/>, a copy of which is attached hereto as Exhibit A. Translation dictionaries from Russian to English do not contain a translation of “murka”. *See, e.g.*, <http://dictionary.reverso.net/russian-english/murka/forced>, a copy of which is attached hereto as Exhibit B. Translation dictionaries from Ukrainian into English likewise do not contain a translation of “murka”. *See, e.g.*, <http://slovnnya.com/dictionary/murka>, a copy of which is attached hereto as Exhibit C. Upon further research, Applicant was able to determine that the term “Murka” may be translated from Indonesian into English as being the term “wrath.” *See, e.g.*, <http://www.eudict.com/?lang=indeng&word=murka>, a copy of which is attached hereto as Exhibit D. None of these usages or definitions has any relevance to Applicant’s goods or services, and accordingly, Applicant contests the Examining Attorneys demand for a translation where none is appropriate.

Should the Examining Attorney maintain the demand, the Application may be amended to include the statement the “The term “murka” translates from Indonesian into English as meaning “wrath.””

II. Identification of Entity Types

In the Present Office Action, the Examining Attorney continued the requirement for “clarification” regarding Applicant’s entity status, and asserted inter alia that “Limited” is not an acceptable entity designation. As stated in Applicant’s response to the previous office action and in the Amendments section of the present response, Applicant’s entity type is a “company limited by shares” under the laws of the British Virgin Islands. Specifically, the British Virgin Island’s Business Companies Act of 2004 provides for the formation of companies of the limited type “as limited by shares.” Support for this was previously presented. TMEP Section 803.03 requires that: “Whether the Office will accept the identification of an applicant's entity depends on whether that entity is recognized by the applicant's state of domicile.” Trademark Manual of Examining Procedure, § 803.03. As noted, Applicant’s state of domicile is the British Virgin Islands, whose corporation law created and recognizes the entity type. *See, e.g.* <http://www.bviincorporation.com/BVI.Business.Companies.Act/Incorporation/>. Accordingly, pursuant

to TMEP § 803.03, the entity type of “company limited by shares” is not only accurate, but proper pursuant to the TMEP.

Applicant and Examining Attorney discussed this matter, and Examining Attorney requested that Applicant submit a printed copy of the referenced website with the next response. Per that request, a printed copy is submitted as Exhibit E. Applicant’s counsel respectfully requests a telephonic interview to resolve any further questions that Examining Attorney may have regarding the Applicant’s entity status.

III. Amended Recitation of Goods and Services

Applicant presents the amended recitation of goods and services in the “Amendments” section. With respect to the identification of goods and services, pursuant to TMEP § 1402.07, Applicant has herein amended the recitations to comport closely with the Examining Attorney’s recommendations. Where deviations from the recommended language were made, they are discussed below. Applicant believes that these amendments address the issues raised in the Office Action and is without prejudice to the Applicant’s rights.

Class 009: Class 009 included an objection to “video games . . .” Applicant has herein amended this clause to recite “ video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices,” and accordingly believes this objection to have been overcome. The clause regarding “online games” has been deleted from class 36, as it is believed redundant with the recitation clause in class 41 for electronic games provided on-line.

Class 035: Class 035 has been amended to include the pre-paid gift card services which were previously included in Class 036.

Class 036: Class 036 has been amended to delete the recitation directed towards pre-paid gift card services, which as noted above has been moved to class 35. Class 036 has also been modified from the language recommended by the Examining Attorney in that the term “investment” has been included in the clause “management and analysis services,” and the term “brokerage” has been retained but clarified as “investment brokerage services.”

Class 038: Class 038 has not been amended, as no objections to the recitation were listed.

Class 041: Class 041 has been amended as proposed by the Examining Attorney, with the exception being that the “game equipment rental” has been clarified as being “game equipment rental services.” Punctuation has also been corrected.

Class 042: Class 042 has not been amended, as no objections to the recitation were listed.

Class 045: Class 045 has not been amended, as no objections to the recitation were listed.

Applicant’s counsel respectfully requests a telephonic interview to resolve any further concerns

that the Examining Attorney may have regarding the Applicant's recitation.

CONCLUSION

In view of the foregoing, this application is believed to be in condition for allowance, and reconsideration and favorable action are respectfully requested. Applicant also respectfully requests the courtesy of a telephone interview should the Examining Attorney have any additional questions with respect to this application.

EVIDENCE SECTION

EVIDENCE FILE NAME(S)

| | |
|---|--|
| ORIGINAL PDF FILE | evi_67109845-165547437_. Murka - Exhibit A.pdf |
| CONVERTED PDF FILE(S) (2 pages) | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0002.JPG |
| | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0003.JPG |
| ORIGINAL PDF FILE | evi_67109845-165547437_. Murka - Exhibit B.pdf |
| CONVERTED PDF FILE(S) (1 page) | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0004.JPG |
| ORIGINAL PDF FILE | evi_67109845-165547437_. Murka - Exhibit C.pdf |
| CONVERTED PDF FILE(S) (1 page) | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0005.JPG |
| ORIGINAL PDF FILE | evi_67109845-165547437_. Murka - Exhibit D.pdf |
| CONVERTED PDF FILE(S) (2 pages) | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0006.JPG |
| | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0007.JPG |
| ORIGINAL PDF FILE | evi_67109845-165547437_. Murka - Exhibit E.pdf |
| CONVERTED PDF FILE(S) (2 pages) | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0008.JPG |
| | \\TICRS\EXPORT16\IMAGEOUT16\857\717\85771744\xml10\RFR0009.JPG |
| DESCRIPTION OF EVIDENCE FILE | Exhibit A Exhibit B Exhibit C Exhibit D Exhibit E |

GOODS AND/OR SERVICES SECTION (009)(current)

INTERNATIONAL

| | |
|---|--------------------|
| CLASS | 009 |
| DESCRIPTION | |
| apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; online games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards | |
| FILING BASIS | Section 1(b) |
| FOREIGN APPLICATION NUMBER | 011111085 |
| FOREIGN APPLICATION COUNTRY | European Community |
| FOREIGN FILING DATE | 08/10/2012 |
| FOREIGN REGISTRATION COUNTRY | European Community |
| GOODS AND/OR SERVICES SECTION (009)(proposed) | |
| INTERNATIONAL CLASS | 009 |
| TRACKED TEXT DESCRIPTION | |
| Apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; <u>video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices;</u> online games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing | |

equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

FINAL DESCRIPTION

Apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

FILING BASIS Section 1(b)

FOREIGN APPLICATION NUMBER 011111085

FOREIGN APPLICATION COUNTRY European Community

FOREIGN FILING DATE 08/10/2012

FOREIGN REGISTRATION COUNTRY European Community

GOODS AND/OR SERVICES SECTION (035)(current)

INTERNATIONAL CLASS 035

DESCRIPTION

Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer

network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services

FILING BASIS

Section 1(b)

GOODS AND/OR SERVICES SECTION (035)(proposed)

**INTERNATIONAL
CLASS**

035

TRACKED TEXT DESCRIPTION

Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; [Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.](#)

FINAL DESCRIPTION

Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.

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|---|--------------|
| FILING BASIS | Section 1(b) |
| GOODS AND/OR SERVICES SECTION (036)(current) | |
| INTERNATIONAL CLASS | 036 |
| DESCRIPTION | |
| Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment, management and analysis services; real estate brokerage and investment services; financial services, namely, debit and credit card services; pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards | |
| FILING BASIS | Section 1(b) |
| GOODS AND/OR SERVICES SECTION (036)(proposed) | |
| INTERNATIONAL CLASS | 036 |
| TRACKED TEXT DESCRIPTION | |
| Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment, management and analysis services; <u>financial affairs and monetary affairs, namely, financial information, investment management and analysis services;</u> <u>investment brokerage services</u> ; real estate brokerage and investment services; pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services; financial services, namely, debit and credit card services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards; <u>pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards.</u> | |
| FINAL DESCRIPTION | |
| Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment management and analysis services; investment brokerage services; real estate brokerage and investment services; financial services, namely, debit and credit card services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards. | |
| FILING BASIS | Section 1(b) |
| GOODS AND/OR SERVICES SECTION (038)(no change) | |
| GOODS AND/OR SERVICES SECTION (041)(current) | |
| INTERNATIONAL CLASS | 041 |
| DESCRIPTION | |
| Electronic game services provided by means of the internet, Electronic game services and competitions provided by means of the internet, Electronic games services provided via a global computer network, Electronic game services provided on-line from a computer network, Games equipment rental, Providing a computer game that may be accessed by users on a global network and/or the Internet, entertainment services, namely, providing on-line computer games, providing enhancements for | |

computer games, providing game applications, providing reviews of computer games, and providing information relating to computer games; entertainment services, namely, providing games accessed through social media

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|---------------------|--------------|
| FILING BASIS | Section 1(b) |
|---------------------|--------------|

GOODS AND/OR SERVICES SECTION (041)(proposed)

| | |
|----------------------------|-----|
| INTERNATIONAL CLASS | 041 |
|----------------------------|-----|

TRACKED TEXT DESCRIPTION

~~Electronic game services provided by means of the internet, Electronic game services and competitions provided by means of the internet, Electronic games services provided via a global computer network, Electronic game services provided on-line from a computer network, Games equipment rental, Providing a computer game that may be accessed by users on a global network and/or the Internet, entertainment services, namely, providing on-line computer games, providing enhancements for computer games, providing game applications, providing reviews of computer games, and providing information relating to computer games;~~ Electronic game services provided by means of the internet; entertainment services, namely, providing games accessed through social media; Electronic game services and competitions provided by means of the internet; Electronic games services provided via a global computer network; Electronic game services provided on-line from a computer network; Games equipment rental services; Providing a computer game that may be accessed by users on a global network and/or the Internet; entertainment services, namely, providing on-line computer games; providing reviews of computer games, and providing information relating to computer games

FINAL DESCRIPTION

Electronic game services provided by means of the internet; Electronic game services and competitions provided by means of the internet; Electronic games services provided via a global computer network; Electronic game services provided on-line from a computer network; Games equipment rental services; Providing a computer game that may be accessed by users on a global network and/or the Internet; entertainment services, namely, providing on-line computer games; providing reviews of computer games, and providing information relating to computer games

| | |
|---------------------|--------------|
| FILING BASIS | Section 1(b) |
|---------------------|--------------|

GOODS AND/OR SERVICES SECTION (042)(no change)

GOODS AND/OR SERVICES SECTION (045)(no change)

SIGNATURE SECTION

| | |
|---------------------------|------------------|
| RESPONSE SIGNATURE | /Carl H. Pierce/ |
|---------------------------|------------------|

| | |
|-------------------------|----------------|
| SIGNATORY'S NAME | Carl H. Pierce |
|-------------------------|----------------|

| | |
|-----------------------------|-----------------------------------|
| SIGNATORY'S POSITION | Attorney of Record, PA Bar Member |
|-----------------------------|-----------------------------------|

| | |
|---------------------------------|--------------|
| SIGNATORY'S PHONE NUMBER | 215-851-8100 |
|---------------------------------|--------------|

| | |
|--------------------|------------|
| DATE SIGNED | 04/02/2014 |
|--------------------|------------|

| | |
|---------------------------------------|--|
| AUTHORIZED SIGNATORY | YES |
| CONCURRENT APPEAL NOTICE FILED | NO |
| FILING INFORMATION SECTION | |
| SUBMIT DATE | Wed Apr 02 17:14:12 EDT 2014 |
| TEAS STAMP | USPTO/RFR-67.109.84.5-201 40402171412855605-8577174 4-50087d9a09d8f1ddb1db3e9 428323eb196d37247538d62af 54338e82eeddf98c2-N/A-N/A -20140402165547437217 |

PTO Form 1930 (Rev 9/2007)
OMB No. 0651-0050 (Exp. 05/31/2014)

Request for Reconsideration after Final Action To the Commissioner for Trademarks:

Application serial no. **85771744** has been amended as follows:

ARGUMENT(S)

In response to the substantive refusal(s), please note the following:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Murka Limited
Mark: MURKA
Serial No.: 85/771,744
Filed: November 5, 2012
Examining Attorney: Singh, Tejbir
Attorney Ref. No.: 12-40125-US

RESPONSE TO OFFICE ACTION

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
Commissioner:

In response to the Final Office Action dated October 2, 2013, Applicant responds as follows, without prejudice, and respectfully requests reconsideration of same. A Notice of Appeal has been concurrently filed.

AMENDMENTS

I. Entity Identification

Please amend the Applicant's entity type to be "company limited by shares."

II. Amended Recitation of Goods and Services (Clean)

Please amend the goods and services to the below:

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IC 035: Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.

IC 036: Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment management and analysis services; investment brokerage services; real estate brokerage and investment services; financial services, namely,

debit and credit card services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards.

IC 038: Information about telecommunication; Providing user access to a global computer network; Electronic mail; Electronic bulletin board services; Providing telecommunication channels for teleshopping services; Rental of telecommunication equipment; Communications by fiber optic networks; Communications by computer terminals; Computer aided transmission of messages and images; Providing access to databases; Rental of access time to global computer networks; Providing internet chatrooms; Message sending; Voice mail services; Telecommunications routing and junction services; Providing telecommunications connections to a global computer network; Teleconferencing services; providing online chat rooms and electronic bulletin boards for transmission of messages among users in the field of games, virtual communities, social networking, and general interest; delivery of digital music by electronic transmission; telecommunications services, namely, electronic transmission of data, messages and information; providing online communications links which transfer web site users to other local and global web pages; providing access to third party websites by enabling users to log in through a universal username and password via the internet and other communication networks; electronic transmission of digital photo files among internet users

IC 041: Electronic game services provided by means of the internet; Electronic game services and competitions provided by means of the internet; Electronic games services provided via a global computer network; Electronic game services provided on-line from a computer network; Games equipment rental services; Providing a computer game that may be accessed by users on a global network and/or the Internet; entertainment services, namely, providing on-line computer games; providing reviews of computer games, and providing information relating to computer games;

IC 042: Design and development of computer gaming and social media software; Recovery of computer data; Industrial design; Duplication of computer programs; Computer virus protection services; Installation of computer software; Computer rental; Rental of computer software; Maintenance of computer software; updating of Computer software; Computer software design; Recovery of computer data; Computer software consultancy; Computer programming; Computer systems analysis; Computer system design; Conversion of data or documents from physical to electronic media; Providing search engines for the internet; Rental of web servers; Research and development in the field of software for others; Research and development in the field of web page design for others; Research and development in the field of electronic games for others; Creating and maintaining web sites for others

IC 045: Registration of domain names; Copyright management; Dating services; Intellectual property consultancy; Intellectual property watching services; Licensing of computer software; online social networking services; providing on-line computer databases and on-line searchable databases in the field of social networking; providing information regarding social networking via the Internet

REMARKS

The undersigned thanks the Examining Attorney for the several discussions regarding the rejections. Each of the amendments and responses herein are based on those discussions and suggestions from the Examining Attorney. Therefore, we believe that this response should resolve all outstanding issues. If, however, any issues remain, the undersigned would appreciate a brief call to see if any remaining issues can be quickly resolved.

I. Translation

Applicant is unaware of a direct translation of “Murka” from Russian into English. Most typically, Murka is commonly used as a cat’s name in Russia (think “Felix” or “Socks” in the United States). *See, e.g.*, <http://team-murka.com/>, a copy of which is attached hereto as Exhibit A. Translation dictionaries from Russian to English do not contain a translation of “murka”. *See, e.g.*, <http://dictionary.reverso.net/russian-english/murka/forced>, a copy of which is attached hereto as Exhibit B.

Translation dictionaries from Ukrainian into English likewise do not do not contain a translation of “murka”. *See, e.g.*, <http://slovenya.com/dictionary/murka>, a copy of which is attached hereto as Exhibit C. Upon further research, Applicant was able to determine that the term “Murka” may be translated from Indonesian into English as being the term “wrath.” *See, e.g.*, <http://www.eudict.com/?lang=indeng&word=murka>, a copy of which is attached hereto as Exhibit D. None of these usages or definitions has any relevance to Applicant’s goods or services, and accordingly, Applicant contests the Examining Attorneys demand for a translation where none is appropriate.

Should the Examining Attorney maintain the demand, the Application may be amended to include the statement the “The term “murka” translates from Indonesian into English as meaning “wrath.””

II. Identification of Entity Types

In the Present Office Action, the Examining Attorney continued the requirement for “clarification” regarding Applicant’s entity status, and asserted inter alia that “Limited” is not an acceptable entity designation. As stated in Applicant’s response to the previous office action and in the Amendments section of the present response, Applicant’s entity type is a “company limited by shares” under the laws of the British Virgin Islands. Specifically, the British Virgin Island’s Business Companies Act of 2004 provides for the formation of companies of the limited type “as limited by shares.” Support for this was previously presented. TMEP Section 803.03 requires that: “Whether the Office will accept the identification of an applicant's entity depends on whether that entity is recognized by the applicant's state of domicile. ” Trademark Manual of Examining Procedure, § 803.03. As noted, Applicant’s state of domicile is the British Virgin Islands, whose corporation law created and recognizes the entity type. *See, e.g.* <http://www.bviincorporation.com/BVI.Business.Companies.Act/Incorporation/>. Accordingly, pursuant to TMEP § 803.03, the entity type of “company limited by shares” is not only accurate, but proper pursuant to the TMEP.

Applicant and Examining Attorney discussed this matter, and Examining Attorney requested that

Applicant submit a printed copy of the referenced website with the next response. Per that request, a printed copy is submitted as Exhibit E. Applicant's counsel respectfully requests a telephonic interview to resolve any further questions that Examining Attorney may have regarding the Applicant's entity status.

III. Amended Recitation of Goods and Services

Applicant presents the amended recitation of goods and services in the "Amendments" section. With respect to the identification of goods and services, pursuant to TMEP § 1402.07, Applicant has herein amended the recitations to comport closely with the Examining Attorney's recommendations. Where deviations from the recommended language were made, they are discussed below. Applicant believes that these amendments address the issues raised in the Office Action and is without prejudice to the Applicant's rights.

Class 009: Class 009 included an objection to "video games . . ." Applicant has herein amended this clause to recite "video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices," and accordingly believes this objection to have been overcome. The clause regarding "online games" has been deleted from class 36, as it is believed redundant with the recitation clause in class 41 for electronic games provided on-line.

Class 035: Class 035 has been amended to include the pre-paid gift card services which were previously included in Class 036.

Class 036: Class 036 has been amended to delete the recitation directed towards pre-paid gift card services, which as noted above has been moved to class 35. Class 036 has also been modified from the language recommended by the Examining Attorney in that the term "investment" has been included in the clause "management and analysis services," and the term "brokerage" has been retained but clarified as "investment brokerage services."

Class 038: Class 038 has not been amended, as no objections to the recitation were listed.

Class 041: Class 041 has been amended as proposed by the Examining Attorney, with the exception being that the "game equipment rental" has been clarified as being "game equipment rental services." Punctuation has also been corrected.

Class 042: Class 042 has not been amended, as no objections to the recitation were listed.

Class 045: Class 045 has not been amended, as no objections to the recitation were listed.

Applicant's counsel respectfully requests a telephonic interview to resolve any further concerns that the Examining Attorney may have regarding the Applicant's recitation.

CONCLUSION

In view of the foregoing, this application is believed to be in condition for allowance, and reconsideration and favorable action are respectfully requested. Applicant also respectfully requests the courtesy of a telephone interview should the Examining Attorney have any additional questions with respect to this application.

EVIDENCE

Evidence in the nature of Exhibit A Exhibit B Exhibit C Exhibit D Exhibit E has been attached.

Original PDF file:

[evi_67109845-165547437 . Murka - Exhibit A.pdf](#)

Converted PDF file(s) (2 pages)

[Evidence-1](#)

[Evidence-2](#)

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[Evidence-1](#)

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Converted PDF file(s) (2 pages)

[Evidence-1](#)

[Evidence-2](#)

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 009 for apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; online games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties;

downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant has made of record the following information concerning a foreign application: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on [European Community application number 011111085 filed 08/10/2012].

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and submits a copy of [European Community registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate. 15 U.S.C. Section 1126(e), as amended.

Proposed:

Tracked Text Description: Apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; ~~video games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages;~~ video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices; ~~online games for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, mobile electronic devices, and internet pages;~~ interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

Class 009 for Apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, blank recording discs, blank memory cards; cash registers, calculating machines, data processing equipment and computers; computer game software; video game software, namely video game software for gaming machines, slot machines, video terminals, personal computers, home video game consoles, arcade-based video game consoles, and mobile electronic devices; interactive video game programs; computer software to enable uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information regarding the fields of virtual communities, electronic gaming, entertainment, and general interest via the Internet or other communications networks with third parties; downloadable virtual goods, namely, computer programs featuring articles of clothing, furniture, decorations, vehicles, farm equipment, trees and shrubs, plants, fishing equipment, bathroom fixtures, kitchen fixtures, and other consumer goods for use in online virtual worlds; magnetic coded gift cards

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant has made of record the following information concerning a foreign application: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on [European Community application number 011111085 filed 08/10/2012].

Filing Basis: Section 44(e), Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and /or services, and will submit a copy of [European Community registration number _____ registered _____ with a renewal date of _____ and an expiration date of _____], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 035 for Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed:

Tracked Text Description: Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order;

Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; [Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.](#)

Class 035 for Price comparison services; Commercial information agencies; Administrative processing of purchase orders; Cost price analysis; Auctioneering; Conducting marketing studies; Opinion polling; Demonstration of goods; Business research; Business information; Business investigations; Business inquiries; Business management assistance; Business management consultancy; Marketing research; Economic forecasting; Administrative processing of purchase orders; Presentation of goods on communication media for retail purposes; Compilation of information into computer databases; Systemization of information into computer databases; Compilation of statistics; Distribution of samples; Commercial or industrial management assistance; Computerized file management; Commercial information and advice for consumers; Writing of publicity texts; News clipping services; Updating of advertising material; Business appraisals; Arranging subscriptions to telecommunication services for others; Layout services for advertising purposes; Publication of publicity texts; Advertising by mail order; Rental of advertising space; Rental of advertising time on communication media; Advertising agencies; Publicity material rental; Updating of advertising material; Dissemination of advertising matter; Publicity columns preparation; Advertising; On-line advertising on a computer network; Bill-posting; Outdoor advertising; Direct mail advertising; Sales promotion for others; Word processing; Television advertising; Systemization of information into computer databases; Data search in computer files for others; Business management; Business administration; Office function services; Pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services.

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 036 for Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment, management and analysis services; real estate brokerage and investment services; financial services, namely, debit and credit card services; pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed:

Tracked Text Description: Insurance brokerage services; insurance consultancy services; ~~financial affairs and monetary affairs, namely, financial information, investment, management and analysis services;~~ [financial affairs and monetary affairs, namely, financial information, investment management and analysis services;](#) [investment brokerage services;](#) real estate brokerage and investment services; ~~pre-paid gift card services, namely, issuing gift cards that may be redeemed for goods or services;~~ financial services, namely, debit and credit card services; ~~pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards;~~ [pre-paid purchase card services, namely, processing electronic](#)

[payments made through pre-paid cards.](#)

Class 036 for Insurance brokerage services; insurance consultancy services; financial affairs and monetary affairs, namely, financial information, investment management and analysis services; investment brokerage services; real estate brokerage and investment services; financial services, namely, debit and credit card services; pre-paid purchase card services, namely, processing electronic payments made through pre-paid cards.

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 041 for Electronic game services provided by means of the internet, Electronic game services and competitions provided by means of the internet, Electronic games services provided via a global computer network, Electronic game services provided on-line from a computer network, Games equipment rental, Providing a computer game that may be accessed by users on a global network and/or the Internet, entertainment services, namely, providing on-line computer games, providing enhancements for computer games, providing game applications, providing reviews of computer games, and providing information relating to computer games; entertainment services, namely, providing games accessed through social media

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

Proposed:

Tracked Text Description: ~~Electronic game services provided by means of the internet, Electronic game services and competitions provided by means of the internet, Electronic games services provided via a global computer network, Electronic game services provided on-line from a computer network, Games equipment rental, Providing a computer game that may be accessed by users on a global network and/or the Internet, entertainment services, namely, providing on-line computer games, providing enhancements for computer games, providing game applications, providing reviews of computer games, and providing information relating to computer games;~~ [Electronic game services provided by means of the internet;](#) ~~entertainment services, namely, providing games accessed through social media;~~ [Electronic game services and competitions provided by means of the internet;](#) [Electronic games services provided via a global computer network;](#) [Electronic game services provided on-line from a computer network;](#) [Games equipment rental services;](#) [Providing a computer game that may be accessed by users on a global network and/or the Internet;](#) [entertainment services, namely, providing on-line computer games;](#) [providing reviews of computer games, and providing information relating to computer games](#)

Class 041 for Electronic game services provided by means of the internet; Electronic game services and competitions provided by means of the internet; Electronic games services provided via a global computer network; Electronic game services provided on-line from a computer network; Games equipment rental services; Providing a computer game that may be accessed by users on a global network and/or the Internet; entertainment services, namely, providing on-line computer games; providing reviews of computer games, and providing information relating to computer games

Filing Basis: Section 1(b), Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

APPLICANT AND/OR ENTITY INFORMATION

Applicant proposes to amend the following:

Current: MURKA LIMITED a(n) limited, legally organized under the laws of VG, having an address of
Trident Chambers, P. O. Box 146
Road Town (Tortola),
British Virgin Islands

Proposed: MURKA LIMITED, company limited by shares legally organized under the laws of British Virgin Islands, having an address of
Trident Chambers, P. O. Box 146
Road Town (Tortola),
British Virgin Islands

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /Carl H. Pierce/ Date: 04/02/2014

Signatory's Name: Carl H. Pierce

Signatory's Position: Attorney of Record, PA Bar Member

Signatory's Phone Number: 215-851-8100

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 85771744

Internet Transmission Date: Wed Apr 02 17:14:12 EDT 2014

TEAS Stamp: USPTO/RFR-67.109.84.5-201404021714128556

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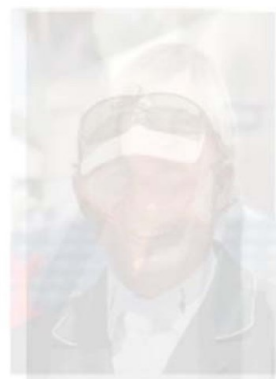
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Team Murka

Team Murka is committed to pursuing excellence in both Yachting and Show Jumping. We are a privately funded team which allows us the flexibility to move with sleek agility and keen awareness to identify and encourage talented athletes within both sporting disciplines.

Although a common name for a cat in Russia, Team Murka was inspired by an [underground Russian song](#) about a young, beautiful and precocious girl named Murka.

Please keep informed of our future events through our website and keep an eye out for the shadow of Team Murka's cat!



Peter Charles
 Olga White
 Principal rider
 The winner
 of Russian and international
 Dragon races and
 of international
 show-jumping events

[Latest news](#)

- **Scarlett Charles qualifies for Hickstead**

Little Murka rider Scarlett Charles and Murka's Mathew's Girl are Hickstead bound

- **Harry and Scarlett Charles in top form at South View**

Harry Charles regains the English Home Pony International 128cm title while sister Scarlett qualifies for Olympia

- **Harry Charles is HOYS Champion**

Harry Charles wins the HOYS 128cm Championship with Murka's Headmore Little Lightning

- **Murka's Vindicat and Murka's Nevada continue to impress in Calgary**

Both Murka's Vindicat and Murka's Nevada put in impressive performances for a second week at the Spruce Meadows Masters tournament in Calgary

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Browser integration

Perhaps the best way to enable dictionary search is through **integration into the search field of your browser**. To add EUdict alongside Google, Yahoo!, Amazon and other search engines in Mozilla Firefox or Internet Explorer, simply click on link below with appropriate language pair and confirm your decision. And you're ready to go; select EUdict from the drop-down list (on the right side of navigation tool-bar) input a word and press Enter. Internet Explorer 8+ users can also use [accelerators](#). For Firefox and IE users there are [browser's search plugins](#).

In **Opera** things are little more complicated. To add a search, select the desired language pair from the drop-down at the top of this page (e.g. "English=>Croatian"), then right-click (Ctrl-Click on Mac) in the text search field next to the drop-down and select "Create Search" from the menu. Enter a name for your search (e.g. "English=>Croatian [EUdict.com]") and a keyword (e.g. "engcro"), then click OK. After integration, Opera offers more ways of searching. You can input a word into the toolbar's search field, you can search just with the mouse by double-clicking a word and selecting the menu option "Search With", or just with the keyboard, by typing "engcro SEARCH TERM" into the address bar.

Bookmarklets

To enable word translation from any page, use [bookmarklets](#). A bookmarklet is a small JavaScript script stored as a bookmark in you browser.

Tips and tricks

If you want to type a character which isn't on your keyboard, simply select it from the drop-down list. For this option – and also bookmarklets – to work, JavaScript must be enabled in your browser. For quick access to text input field press Alt + I (in Internet Explorer and Firefox 1.x), Alt + Shift + I (in Firefox) and Shift + Esc + I (in Opera). If you are unable to add a bookmarklet in Mozilla Firefox according to the instructions above, there is another way; right click on a link and select "Bookmark this link...". Now you can drag this link from Bookmarks to the Bookmarks Toolbar.
If no word is submitted an alphabetical list will choose a random word from English-Croatian dictionary.
Why not **add a EUdict search form to your web site**? Webmasters, feel free to use the [following HTML code](#).

Alphabetic List

- mungkiran
- muntah
- muntahan
- mur
- murah
- murah hati
- murahan
- muram
- murid
- murid pertukangan
- murka**
- murni
- murtad
- murung
- musang
- musibah
- musik
- musik blues
- musik
- musim
- musim dingin

Tips and tricks

You can enable spell-checking in Firefox's text field if you type "about:config" in address bar, then filter results by word "spellcheck" and change layout.spellcheckDefault value to 2. Dictionaries are [here](#).

Recent searches cloud

murka

precyzyjny

scupper pipe from deck

corne

kieliopin johtaminen, hahmoluokkaa kuvaavan kieliopin muodostaminen

tembr

hai

variability

North Croatian Littoral

lis (n.)

top

u vezi sa

المصابون بمرض عصبي

إفن الطبخ مطبخ طبّاخ

إياكير - تمساح جنوب أمريكي

nav

Christabend

𑊘𑊢𑊰 [zhuang]

preapprehension

odgojna teorija i praksa

buruzon

دافع = رغبة ملحة، رغبة شديدة

مادة العملة الدائنة تارة شديدة

𑊘𑊢𑊰 erokkul

[public debt, total debts of government](#) [\(Nautical, Aeronautics\) toward the back, toward the rear; backwards, behind boat, in or to the stern, with stern foremost](#) [إطول الليل ، سواد الليل](#) [معامل الأليان](#) [jugular vein](#) [dokumentaristički prikaz](#) [vedella amb salsa d'ametlles](#)
[جماعاتي](#) [javni sektor](#) [domestic currency](#) [pero](#) [if the end is good, all will be good](#) [王權 \[wang-quan\]](#) [boulot](#) [računalna mreža](#)
[znanosti](#) [oblong](#) [البلورات](#) [water glass](#) [Russische Marine \(u.E.\) \(S, Mil\)](#) [settle a claim](#) [sekondě](#) [proračunska tablica](#) [teos](#) [rifuresshu](#)
[gjakim](#) [crijeva od plastičnih masa](#) [obilaženje](#)

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BVI Business Companies Act, 2004

PART II

INCORPORATION, CAPACITY AND POWERS

Division 1 - Incorporation

5. A company may be incorporated or continued under this Act as

(a) a company limited by shares;

(b) a company limited by guarantee that is not authorised to issue shares;

(c) a company limited by guarantee that is authorised to issue shares;

(d) an unlimited company that is not authorised to issue shares; or

(e) an unlimited company that is authorised to issue shares.

6. (1) Subject to subsection (2), application may be made to the Registrar for the incorporation of a company by filing

(a) a memorandum complying with section 9 that is signed by the proposed registered agent, as incorporator;

(b) except in the case of an unlimited company that is not authorised to issue shares, articles that are signed by the proposed registered agent, as incorporator;

(c) a document in the approved form signed by the proposed registered agent signifying his consent to act as registered agent;

(d) if the company is to be incorporated as a segregated portfolio company, the written approval of the Commission given under section 137(1); and

(e) such other documents as may be prescribed.

(2) An application for the incorporation of a company may be filed only by the proposed registered agent and the Registrar shall not accept an application for the incorporation of a company filed by any other person.

(3) For the purposes of this section, the “proposed registered agent” means the person named in the memorandum as the first registered agent of the company.

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7. (1) If he is satisfied that the requirements of this Act in respect of incorporation have been complied with, the Registrar shall, upon receipt of the documents filed under section 6(1),

(a) register the documents;

(b) allot a unique number to the company; and

(c) issue a certificate of incorporation to the company in the approved form.

(2) A certificate of incorporation issued under subsection (1) is conclusive evidence that

(a) all the requirements of this Act as to incorporation have been complied with; and

(b) the company is incorporated on the date specified in the certificate of incorporation.

8. (1) If the memorandum of a company limited by shares, as filed under section 6, contains the statements specified in section 10(1) and (2),

(a) the company shall be registered on incorporation as having restricted purposes; and

(b) the certificate of incorporation shall state that the company is a restricted purposes company.

(2) A company that is not registered as a restricted purposes company on its incorporation shall not subsequently be registered as a restricted purposes company.

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